TOWN OF DEWEY BEACH

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William H. Rutherford
Town Manager

ORDINANCE NO. 430

AN ORDINANCE TO AMEND CHAPTER 14, SECTION 503
OF THE MUNICIPAL CODE OF THE TOWN OF DEWEY BEACH, DELAWARE
TO DELETE MOTELS AND HOTELS AND MOTOR LODGES
AS PERMITTED USES IN THE RB-RESORT BUSINESS DISTRICT

WHEREAS, the Commissioners of the Town of Dewey Beach, recognize the legislative responsibility to regulate the use of land in accordance with a comprehensive plan, to make regulations designed to lessen congestion in the streets, to secure safety from fire, panic and other dangers, to promote health and the general welfare, to provide adequate light and air, to prevent the overcrowding of land and to avoid undue concentration of population, to facilitate the adequate provision of transportation, water, and sewerage, and to regulate land uses with reasonable consideration to the character of the particular district and its suitability for particular uses and with a view to conserving the value of buildings and encouraging the most appropriate use of land throughout the municipality, all in accordance with the provisions of 22 Del. Code Section 303; and

WHEREAS, the Town Commissioners have been informed by the Town Building Official, the Town Manager, and the Town's zoning and planning consultant that continued development to the fullest extent presently provided in the Dewey Beach Municipal Code of hotels, motels and motorlodges in the RB Resort Business Districts will cause undue overcrowding and overly dense development and that the town's police and government service agents will not be able to adequately service the public needs if such expansion continues without limitations on development, and

WHEREAS, in order to promote the health, safety, and welfare of the present and future inhabitants of Dewey Beach, the Planning Commission and the Town Commissioners, after having conducted several public hearings on the issue consider it appropriate to amend Section 503.2 (8) of Chapter 14 to deleted motels and hotels from the enumeration of permitted uses in the RB-Resort Business district;

NOW THEREFORE;

BE IT ENACTED AND ORDAINED, by the Commissioners of the Town of Dewey Beach, Sussex County, Delaware that:

Section 1. Chapter 14, Section 503.2 is hereby amended by deleting subsection 8 in its entirity to eliminate "hotels, motels and motorlodges" as permitted uses in the resort Business District. All subsequently numbered paragraphs shall be re-numbered accordingly.

Ordained and enacted into law this 8th day of April, 2000.

Robert G. Frederick

Robert G. Frederick, Mayor

William Rutherford

William Rutherford, Town Manager